

2001 LEGISLATIVE SCORECARD
DOMESTIC VIOLENCE LEGISLATION

Arizona Senate

BILLS SIGNED BY THE GOVERNOR	Aguirre	Arzberger	Bee	Bennett	Blanchard	Bowers	Brown	Bundgaard	Burns	Cirillo	Cummiskey	Daniels	Gerard	Gnant	Guenther	Hamilton	Hartley	Hellon	Jackson	Lopez	Martin	Mitchell	Peterson	Richardson	Rios	Smith	Solomon	Valadez	Verkamp	Yrun/Nichols
HB 2016 Income tax forms (now: equity tax act; archaic laws): This bill is now a strike everything that repeals the archaic sex laws.	N	Y	N	N	Y	N	N	N	N	Y	Y	Y	Y	Y	Y	NV	Y	Y	Y	Y	N	Y	N	Y	N	N	Y	Y	Y	Y
HB 2026 Domestic relations; parenting time: Changes the language in the custody statutes to “parenting time” rather than “visitation”.	N	Y	N	Y	Y	Y	Y	Y	Y	N	N	N	N	N	Y	Y	Y	N	Y	N	Y	Y	Y	N	N	Y	Y	Y	N	Y
HB 2061 Victim compensation; unclaimed property: Unclaimed victim restitution monies would be deposited into the victim compensation fund.	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
HB 2223 Complaints; law enforcement affidavits: This bill has been amended to include a large array of various criminal justice related issues. One section of the bill expands the definition of date rape drugs to include gamma hydroxy butyrate (GHB). The bill also blends the domestic violence relationship test language to include all provisions passed during the 2000 legislative session. It also changes the definition of a victim to include siblings and grandparents.	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	NV	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	NV	Y	Y	Y
HB 2257 Voter registration; security: Adds “persons who are protected under an order of protection or injunction against harassment, and any other registered voter who resides at the same residence address” to those protected under confidentiality in voter registration.	Y	Y	Y	N	N	N	Y	N	N	N	Y	N	N	Y	Y	N	Y	Y	Y	N	N	Y	N	Y	Y	N	Y	Y	Y	Y
HB 2268 Domestic violence; definitions; sentencing: The bill makes no substantial changes by adding surreptitious photographing and aggravated domestic violence to the list of domestic violence crimes, modifying the relationship test to include relationships established through court order and clarifying the relationships of step-grandparent and stepparent. Also, the relationship test now specifically covers same sex relationships due to the repeal of the “opposite sex” language. It also repeals a sentence enhancement for defendants who knowingly commit a felony against a pregnant woman.	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	NV	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
HB 2439 Appropriations; domestic violence: The bill is an appropriation of \$500,000 from the general fund for domestic violence services: \$300,000 for emergency residential shelter and related service, \$200,000 for legal services.	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	NV	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y

[illegible]

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BILLS THAT FAILED	SPONSORS		COMMITTEES WHICH REVIEWED THE BILL
	Primary	Co-Sponsors	
HB 2071: victim restitution. Unclaimed properties held by the department of revenue can be garnished for payment of victim restitution.	Huffman; Binder	Carruthers	<ul style="list-style-type: none"> ■ Judiciary ■ Rules ■ Retirement and Government Operations
HB 2150: defenses; sexual offenses. The bill removes the defense of sexual assault against a spouse.	May		<ul style="list-style-type: none"> ■ Judiciary ■ Human Services ■ Rules
HB 2170: employee telephone service; children. Place emergency phone calls through blocked numbers.	Brimhall		<ul style="list-style-type: none"> ■ Retirement and Government Operations ■ Appropriations ■ Rules
HB 2204: date rape drugs. Increases sentences by 3 years if over 18 and 6 if under, if date rape drug is used.	Poelstra		<ul style="list-style-type: none"> ■ Judiciary ■ Rules
HB 2219: grandparent visitation; burden of proof. Limits grandparents rights to when a parent is declared unfit by clear and convincing evidence.	Pearce	Carpenter; Farnsworth; Jarrett; Johnson; Robson	<ul style="list-style-type: none"> ■ Human Services ■ Judiciary ■ Rules
HB 2261: divorce; visitation pending final decree. The bill disallows a parent from denying equal residential time with the other parent pending a final divorce decree unless both parties stipulate in writing to waive the requirement.	Marsh; Johnson; Anderson; Petersen	Hershberger; Knaperek; Kraft	<ul style="list-style-type: none"> ■ Human Services ■ Rules
HB 2318: domestic violence and protection orders. Same as SB 1084.	Voss; Giffords; Richardson	Hershberger; Solomon	<ul style="list-style-type: none"> ■ Judiciary ■ Counties and Municipalities ■ Rules

HB 2349: divorce; grounds. The bill expands the grounds for divorce to include situations in which the respondent spouse has committed adultery or a felony and has been sentenced to death or imprisonment, has abandoned or abused the petitioning spouse, the parties have lived apart for over two years, the parties have lived separate and apart without reconciliation for at least one year after legal separation, the respondent spouse has habitually abused drugs or alcohol, and if the parties agree to a dissolution of marriage.	Johnson	Cooley; Flake	<ul style="list-style-type: none"> ■ Judiciary ■ Rules
HB 2384: welfare benefits. Restores eligibility to receive public benefits after a class 4, 5, or 6 felony conviction for drugs if the person is in treatment or two years has passed.	Loredo	Lugo; Pickens; Tom	<ul style="list-style-type: none"> ■ Human Services ■ Appropriations ■ Rules
HB 2385: eviction prevention. Uses money from the housing trust fund for eviction prevention, which includes education, information, mediation and financial assistance.	Loredo	Lugo; Pickens; Tom	<ul style="list-style-type: none"> ■ Human Services ■ Appropriations ■ Rules
HB 2402: parenting plans. The bill requires a court to adopt a parenting plan that must include each parent's responsibilities for the personal care of the child and for decision-making in areas such as education, health care, and religious training; a schedule of the physical residence of the child; provision of communication with the parent the child is not currently staying with; and a procedure for modifying and reviewing the plan.	Anderson	Cooley; Gray; Hatch-Miller	<ul style="list-style-type: none"> ■ Human Services ■ Judiciary ■ Rules
HB 2448: appropriations. The bill would allocate \$5 million from the general fund for domestic violence services.	Lugo; Loredo; Binder; Avelar; Norris	Cannell; Nelson; Poelstra; Sedillo; Tom	<ul style="list-style-type: none"> ■ Human Services ■ Appropriations ■ Rules
HB 2469: medical records; disclosure. A patient may insert an addendum into a record s/he believes is inaccurate or incomplete. Prohibits disclosure of a medical record for any purpose not related to health care services to the patient.	Giffords; May; Hershberger; Blendu; Weason; Nichols	Avelar; Hatch-Miller; Huffman; Loredo; Maiorana; Norris; Bee; Cumiskey; Hellon; Richardson; Verkamp	<ul style="list-style-type: none"> ■ Health ■ Financial Institutions & Insurance ■ Rules

HB 2472: appropriations, Navajo women's domestic violence. Appropriates \$146,000 from the domestic violence shelter fund.	Tom; Laughter; Chase; Loredo; Lopez; Norris; Clark; Weason	Avelar; Cannell; Foster; Maiorana; Sedillo; Soltero; Cumiskey; Jackson; Lopez; Rios; Valadez	<ul style="list-style-type: none"> ■ Native American Affairs ■ Appropriations ■ Rules
HB 2510: CPS investigations. If a complaint of child abuse is not substantiated after additional information from the complainant, that person will be liable for the cost of investigation.	Blendu; Robson; Farnsworth; Pearce	Huffman	<ul style="list-style-type: none"> ■ Human Services ■ Rules
HB 2539: domestic violence and sexual assault. Appropriates \$500,000 for completion of the comprehensive state plan. Establishes details of process.	Loredo; Gray; Cardamone; Pearce; Allen; Hershberger; Nelson; Binder; Weason; Brotherton; Anderson; Marsh; Carruthers; Lopez; Landrum; Avelar; Giffords; O'Halleran; Hamilton; Valadez	Burton-Cahill; Blendu; Brimhall; Camarot; Cannell; Carpenter; Chase; Chevront; Clark; Cooley; Farnsworth; Foster; Graf; Gullett; Hatch-Miller; Huffman; Huppenthal; Jarrett; Johnson; Knaperek; Kraft; Laughter; Leff; Lugo; Maiorana; May; McClure; Norris; Pickens; Poelstra; Robson; Sedillo; Soltero; Somers; Tom; Tully	<ul style="list-style-type: none"> ■ Human Services ■ Appropriations ■ Rules
HB 2609: CPS reports to law enforcement. A CPS worker shall report any evidence of a crime discovered during an investigation and report any illegal aliens.	Pearce; Cooley; Petersen	Blendu; Graf; Gray; Johnson; Nelson; Robson; Somers	<ul style="list-style-type: none"> ■ Human Services ■ Judiciary ■ Rules
SB 1054: divorce, findings. Requires that a marriage entered into before August 8, 1973 is governed by the laws in effect at that time. August 8, 1973 is when Arizona adopted no fault divorce.	Hartley; Petersen; Bowers	Hellon; Rios; Foster; Miranda	<ul style="list-style-type: none"> ■ Family Services ■ Rules
SB 1055: divorce; marriage counseling. The bill allows the court to order the parties in a divorce to participate in at least six joint marital counseling sessions and extends the time a court may continue the divorce proceedings for not more than six months rather than sixty days.	Hartley; Petersen; Bowers	Hellon	<ul style="list-style-type: none"> ■ Family Services ■ Rules
SB 1058: unemployment insurance; eligibility. The bill allows an individual who leaves employment due to domestic violence to file a claim for unemployment insurance.	Hartley; Lopez	Aguirre; Blanchard; Brown; Gerard; Mitchell; Nichols; Petersen; Richardson; Valadez; Foster; Miranda; Norris	<ul style="list-style-type: none"> ■ Banking and Insurance ■ Appropriations ■ Rules

SB 1119: domestic violence and sexual assault. Appropriates \$500,000 for completion of the comprehensive state plan. Establishes details of process.	Hamilton; Richardson		<ul style="list-style-type: none"> ■ Judiciary ■ Appropriations ■ Rules
SB 1162: sexually violent persons. Changes standard of proof from danger to others to completion of all levels of treatment and can be safely released to a less restrictive alternative.	Valadez; Richardson; Aguirre; Norris	Arzberger; Bundgaard; Mitchell; Hatch-Miller; Jarrett; Loredó	<ul style="list-style-type: none"> ■ Health ■ Rules
SB 1168: coordinated hunger program. Appropriation for coordinated hunger program.	Petersen; Arzberger; Lopez; Hatch-Miller	Blanchard; Guenther; Hamilton; Anderson; Carruthers	<ul style="list-style-type: none"> ■ Family Services ■ Appropriations ■ Rules
SB 1191: welfare benefits. Restores eligibility to receive public benefits after a class 4, 5, or 6 felony conviction for drugs if the person is in treatment or two years has passed.	Hartley; Aguirre	Arzberger; Cirillo; Cumiskey; Gerard; Guenther; Hellon; Jackson; Lopez; Mitchell; Nichols; Petersen; Richardson; Rios; Solomon; Valadez; Lugo	<ul style="list-style-type: none"> ■ Family Services ■ Appropriations ■ Rules
SB 1239: visitation; pending final divorce. The bill disallows a parent from denying equal residential time with the other parent pending a final divorce decree unless both parties stipulate in writing to waive the requirement.	Petersen		<ul style="list-style-type: none"> ■ Family Services ■ Rules
SB 1284: dangerous crimes against children; drugs. Adds use of dangerous drug to a person under 18 as a dangerous crime against a child. It includes the date rape type drugs.	Mitchell	Aguirre; Arzberger; Blanchard; Brown; Cumiskey; Guenther; Hartley; Jackson; Nichols; Valadez; Avelar	<ul style="list-style-type: none"> ■ Judiciary ■ Rules
SB 1443: first time offenders; sentencing options. Allows first time offenders to be diverted if there are mitigating circumstances and if the court finds that diversion is in the best interests of all concerned.	Petersen		<ul style="list-style-type: none"> ■ Judiciary ■ Rules
SB 1550: violence motivated by gender; action. If a person commits a crime of violence motivated by gender, which can be proven by a preponderance of the evidence, the injured party can sue civilly for compensatory, punitive, injunctive and declaratory relief, attorney fees, and other relief the court deems appropriate. 7-year time limit.	Petersen		<ul style="list-style-type: none"> ■ Judiciary ■ Rules

SB 1552: employment; victim's rights. An employer shall not discriminate against a victim of crime who has to leave work to attend proceedings, attend counseling when awarded financial compensation.

Nichols; Cumiskey; Norris

Aguirre; Hartley; Lopez; Brotherton

- Commerce
- Rules